



Attorney Docket No.: FRAN-002

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

#3
P.L.H.
3-2003

Invention: **Footwear Manufacturing System**)
Serial No.: **09/844,860**)
Filed: **4/27/2001**)
Inventor: **Franzene, Brian**)
Examiner: **Kuhns, Allan**)
Group Art Unit: **1732**)
Attorney: **Michael S. Neustel**)

To: **BOX NON-FEE AMENDMENT**
Commissioner of Patents
Washington, D.C. 20231

Sir:

FEE CALCULATION: No Additional Fees Due. Upon entry of the below amendment, the total number claims will be 20 or less, and the number of independent claims will be 3 or less.

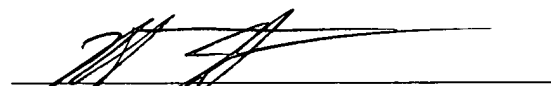
AMENDMENT

Responsive to the Official Action mailed **February 12, 2003**, please amend the application as follows:

ELECTION OF SPECIES WITH TRAVERSE (35 U.S.C. §121)

Responsive to the USPTO communication mailed **February 12, 2003**, the Applicant elects with traverse Species Group No. II identified by as-filed Claims 9-12. The Applicant traverses the restriction requirement as being unnecessary as both the apparatus and method claims pertain to the same subject matter. However, in order to proceed with the prosecution of the application the Applicant enters the above-stated election.

Respectfully submitted,


Michael S. Neustel (Reg. No. 41,221)
NEUSTEL LAW OFFICES, Ltd.
2534 South University Drive, Suite No. 4
Fargo, North Dakota 58103

March 11, 2003

Date

Telephone: (701) 281-8822
Facsimile: (701) 237-0544
e-mail: neustel@patent-ideas.com



Attorney's Docket No. FRAN-002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with proper postage as First Class mail in an envelope addressed to:

BOX NON-FEE AMENDMENT
Commissioner of Patents
Washington, D.C. 20231

on March 11, 2003.

A handwritten signature in black ink, appearing to read "Michael S. Neustel", written over a horizontal line.

Michael S. Neustel (Reg. No. 41,221)
NEUSTEL LAW OFFICES, Ltd.
2534 South University Drive, Suite No. 4
Fargo, North Dakota 58103

Telephone: (701) 281-8822
Facsimile: (701) 237-0544
e-mail: michael@neustel.com